

Webb County Commissioners Court Minutes
Meeting of August 26, 2002

Know by the following that the Webb County Commissioners Court met in Regular Session on August 26, 2002, with a quorum consisting of:

Judge Mercurio Martinez, Jr., County Judge and Chair
Commissioner Jerry Vasquez, Precinct 1,
Commissioner Judith Gutierrez, Precinct 2,
Commissioner Mike Urdiales, Precinct 4

Absent but excused was:

Commissioner Felix Velasquez, Precinct 3

Also present were Henry Flores, County Clerk as recorder, and various Officers of Webb County

01.02-08-245.

Call to Order by Judge Martinez

Invocation was given by Commissioner Judith Gutierrez

Pledge of Allegiance was led by Mr. Eloy Ramirez, Jr., Purchasing Agent

Hereafter the Court proceeded to discuss and possibly act on the following items as posted publicly in the respective agendas on August 22, 2002:

02.02-08-246. APPROVAL OF MINUTES

Upon motion of Commissioner Gutierrez, seconded by Commissioner Vasquez, with corrections, the minutes of the August 5, 2002 Commissioners Court meeting were approved, with all voting aye. The corrections were to page 3 in regard to the motion to have the September 9th public hearing at 5:30 p.m. The voting being 3 to 2 against, the motion failed. Also, on page 12 on item 9-n, adding the word <to> between Bravo and Roosevelt.

03.02-08-247 COMMUNICATIONS

Several items of correspondence as per the meeting book, dealing with Webb County's Bond rating, a TNRCC application, Laredo Fire Department EMS calls and Police Academy request, as well as Judge Martinez mentioning the publication on August 16 in the Laredo Morning Times of the public hearing for the tax increase and an invitation by The Laredo Entertainment Center for a news conference next Tuesday.

Commissioner Urdiales elaborated upon the Standard and Poors Rating report; Commissioner Gutierrez emphasized the public needing to know about the overlapping debt from all the taxing entities and about the proposed solid waste landfill; Sheriff Administrator, Jose Salinas, responded to Commissioner Urdiales' question regarding the status of reimbursement to Webb County for resource officers.

04.02-08-248 APPROVAL OF BILLS, PAYROLL AND MONTHLY REPORTS

Commissioner Gutierrez moved and Commissioner Urdiales seconded to approve all bills, including the side bills, presented by County Treasurer Jorge Flores, except that 20% of the payment for the new Administration Building furniture be held back until all of the orders are complete. The vote was 3 to 0 with the mover, seconder, and Chair all voting in favor.

05.02-08-249 PROCLAMATIONS/RESOLUTIONS.

There were none presented.

PUBLIC HEARING

It now being 10:30 a.m., upon motion of Commissioner Gutierrez, seconded by Commissioner Urdiales with all voting aye, the Court voted to recess from its meeting and go into a public hearing to gather input from anyone wishing to address the issue:

REGARDING AD VAL OREM TAX RATE FOR THE YEAR 2002. THE PROPOSED TAX RATE IS .457923 PER \$100.00 TAXABLE VALUE.

The Public Hearing being held, Judge Martinez announced three times to the audience present within the meeting chamber as well as outside if anyone wished to comment. There being no one, the hearing was closed at 10:35 a.m.

The regular meeting session resuming, the Court proceeded to the next item, which was:

06.02-08-250 COURT TO DISCUSS AND ACT ON THE FOLLOWING:

- a. REGARDING AD VAL OREM TAX RATE FOR THE YEAR 2002. THE PROPOSED TAX RATE IS .457923 PER \$100.00 TAXABLE VALUE.

Commissioner Gutierrez moved and Commissioner Urdiales seconded, to set the hearing and call for the adoption of the Ad Val Orem tax rate at .45923 per \$100 taxable value for FY 2003 on September 9, 2002 with the Chair to post for same. The vote was 4 to 0 in favor, with the Chair voting Aye.

Hereupon, upon motion of Commissioner Gutierrez, seconded by Commissioner Urdiales, with all voting Aye in favor, the Court moved up items:

07.02-08-251 COURT TO DISCUSS AND ACT ON THE FOLLOWING FROM THE COUNTY JUDGE AND COMMISSIONERS: (a. thru f.)

Messers, Carey Troell, and Marshal White from the financing team addressed the Court and recommended that items d, e & f be postponed until two weeks hence.

Commissioner Gutierrez moved and Commissioner Urdiales seconded to table items d, e & f until at least two weeks hence. The vote was 4 to 0 in favor with the Chair also voting.

Upon motion of Commissioner Gutierrez, seconded by Commissioners Urdiales and Vasquez, the Court voted to approve all aspects of items a, b & c except the sale which will be addressed at the Court meeting of August 28. The vote was 4 to 0 in favor, with the Chair also voting.

(For full text please see page 14 & 15)

06.02-08-250 COURT TO DISCUSS AND ACT ON THE FOLLOWING:

- b. TAX ASSESSOR COLLECTOR
 1. ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM ACCT#001-700	
6011 (training/ed)	\$700
TO: ACCT#001-700	
6010 (books/sub.)	\$700

Commissioner Vasquez moved to table and Commissioner Urdiales seconded. The vote resulted in a tie with the aforesaid voting in favor and Commissioner Gutierrez and Judge Martinez voting against. The motion was rejected and item left with no action realized.

c. ACTION TO APPROVE REFUNDS:

Commissioner Gutierrez moved and Commissioner Vasquez seconded to approve the following refunds:

UETA Continental LLC, d/b/a/ Continental Bonded Stores
Reason: Did not exist on 1st of January 2001
Total Refund: \$523.16

CAT Scale Co.
Reason: Part of value did not exist
Total Refund: \$775.59

Fleet Capital Leasing –Burr Wolf
Reason: Part of value did not exist on 1st of year
Total Refund: \$1,498.52

Daniel G. Rodriguez & wife
Reason: Protest determined mathematical comp. error on square feet.
Total Refund: \$679.29

General Motors Corporation c/o Tax Staff
Reason: Did not exist on 1st of the year
Total Refund \$3,045.33

Discount Windshield- Maria Antonia Brewer
Reason: Did not exist for years 1997 through 2001
Total Refund: \$546.12

Transamerica Real Estate Tax Service
Reason: Mortgage paid wrong account
Total Refund: \$1,439.18

Jose F. or Paula Dominguez
Reason: Over payment
Total Refund: \$546.12

d. PUBLIC DEFENDER

ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT#001-1102
6010 (books/sub.) \$1,100

TO: ACCT#001-1102
5601 (Adm.travel) \$1,100

Commissioner Vasquez moved to table. Commissioner Gutierrez seconded. All voted in favor.

e. DISTRICT CLERK

ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT#011-1111
6724 (central jury fee) \$7,000

TO: ACCT#011-1111
6005 (postage) \$7,000

Commissioner Urdiales moved approval. Commissioner Vasquez seconded. All voted in favor.

f. PARKS/GROUNDS

1. ACTION TO FILL SLOT# 1987 maintenance worker I) AT \$6.50 AN HOUR EFFECTIVE AUGUST 26, 2002.

Commissioner Vasquez moved approval. Commissioner Urdiales seconded. All voted in favor.

2. ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT#001-6001
6014 (equip.rental) \$1,200

TO: ACCT#001-6001
6402 (repair/maint.equip.) \$1,200

Commissioner Vasquez moved to approve, Commissioner Urdiales seconded. All voted in favor.

g. FACILITIES DEPARTMENT

1. ACTION TO FILL SLOT# 9116 (part-time custodian) at \$6.50 AN HOUR EFFECTIVE AUGUST 26, 2002.

Commissioner Gutierrez moved to approve. Commissioner Vasquez seconded.
All voted in favor.

2. ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT# 001-0106	
6202 (uniforms)	\$3,000
5601 (adm.travel)	300
6011(training/ed)	200
TOTAL	\$3,500

TO: ACCT#001-0109	
6401 (repairs/maint.building)	\$3,500

Commissioner Vasquez moved, Commissioner Gutierrez seconded to approve.
All voted in favor.

h. COMMUNITY ACTION AGENCY

ACTION TO FILL THE FOLLOWING SLOTS
EFFECTIVE AUGUST 26, 2002:

SLOT # 1128 (bus driver) AT \$8.57 AN HOUR
SLOT # 1150 (cook) \$7.00 AN HOUR

Commissioner Gutierrez moved, Commissioner Vasquez seconded to approve.
All voted in favor.

i. HEAD START

1. ACTION TO APPROVE ONE-TIME SPECIAL SUPPLEMENT GRANT APPLICATION FOR A TOTAL AMOUNT OF \$79,335 FOR THE FISCAL YEAR 2001 -2002 (This is a special grant that must be approved and obligated by August 31, 2002.)

Commissioner Gutierrez moved, Commissioner Vasquez seconded to approve.
All voted in favor.

2. ACTION TO FILL THE FOLLOWING SLOTS:

SLOT# 1694, 1700, and 1800 (substitutes 15 hrs. /week).
Effective August 27, 2002

SLOT# 2050, 2051, 2052, and 2053 (substitutes 15 hrs. / week).
Effective September 1, 2002

SLOT#1113 (bus driver supervisor, full-time, 10 months)
Effective September 1, 2002.

Commissioner Vasquez moved and Commissioner Gutierrez seconded to approve.
All voted in favor.

j. CONSTABLE PCT. 4

ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT# 001-2505

6204 (fuel/lube)	\$500
6403 (vehicle maint.)	200
TOTAL	\$700

TO: ACCT# 001-2502

6202 (uniforms)	\$700
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Commissioner Vasquez moved to table the item and Commissioner Gutierrez seconded the motion. All voted in favor.

k. ECONOMIC DEVELOPMENT

1. ACTION TO REPLACE WEBB COUNTY'S REPRESENTATIVE, FORMER COUNTY COMMISSIONER JORGE O. DE LA GARZA, ON THE WEBB COUNTY HOUSING FINANCE CORPORATION WITH COMMISSIONER JUDITH G. GUTIERREZ.

Commissioner Vasquez moved, Commissioner Urdiales seconded the motion. All voted in favor.

2. ACTION TO ACCEPT THE DONATION OF THE FOLLOWING EQUIPMENT AND SUPPLIES FOR THE ALFONSO "Poncho" DE LA GARZA COMMUNITY CENTER AND ANY MATTERS INCIDENT THERETO:

Commissioner Gutierrez moved, Commissioner Vasquez seconded the motion.
All voted in favor.

Mr. Lauro Garcia, Motivation Education and Training

City of Laredo Health Department

Mr. J. J. Haynes

Alexander High School

Ms. Martha Cadena

Mr. Jose Lara

8 Tables

10 filing cabinets and 2 shelves

Exercise Equipment -\$200 value

2 x 1500 gallons of drinking water and 1700 storybooks

160 gallons drinking water and one 2000 gallon non-drinking water
(1 tank)

Universal Weight System \$500 value

1 large desk, 3 red chairs, 1 large side desk, 1 large metal shelf, 5 enciclopedias-
México A través De Los Siglos, 2 enciclopedia –Medica Del Hogar A-M/N-Z, 14
Nueva Enciclopedia Temática and 16 Biblioteca Harvard De Administración De
Empresas

3. ACTION TO APPROVE LINE-ITEM TRANSFER:
FROM: ACCT# 001-0104

5601 (adm. travel)	\$150
To: ACCT# 001-0104	
6005 (postage)	\$ 75
6205 (mat. /supplies)	<u>\$ 75</u>
Total	\$150

Commissioner Gutierrez moved and Commissioner Vasquez seconded the
motion. All voted in favor.

1. CENTRAL WELFARE AGENCY

1. ACTION TO APPROVE A TEMPORARY PART-TIME POSITION
(Pharmacy caseworker assistant – No Benefits) At \$9.01 AN HOUR FOR
40 HOURS A WEEK EFFECTIVE AUGUST 26, 2002 (this temporary position
has been proposed as a full-time position for the fiscal year 2002-2003).

Cmr. Gutierrez moved and Cmr. Urdiales seconded the motion.
They subsequently withdrew the motion and second and no action was taken.

2. ACTION TO APPROVE A LINE-ITEM TRANSFER:

FROM: ACCT# 001-4101
5001 (payroll) \$2,000

TO: ACCT# 001-0101
5005 (part-time Comm. Court) \$2,000

Commissioner Gutierrez moved, Commissioner Vasquez seconded the motion.
All voted in favor.

3. ACTION TO DESIGNATE, WITH THE TEXAS DEPARTMENT OF HEALTH,
OPTIONAL SERVICES FOR THE WEBB COUNTY INDIGENT HEALTH
CARE PROGRAM SO THAT OPTIONAL SERVICES CAN BE CREDITED
TOWARDS STATE ASSISTANCE FUND FOR STATE FISCAL YEAR 2002-
2003 (the designation of Optional Services does not require the County to provide
said Optional Services; however, in the event said Optional Services are provided
and the County exceeds the State mandated expenses for the Indigent Health Care
Program, which is currently 8% of the General Revenue Tax Levy, any excess is
reimbursable by the State at 90% of the expenditure, **only if State funds are
available**, and the County is liable for 10% of the excess expenditure) AND
AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT
DOCUMENTS AND ANY MATTERS INCIDENT THERETO. OPTIONAL
SERVICES WHICH MAY BE OFFERED BY THE INDIGENT HEALTH
CARE PROGRAM ARE GENERALLY:

Advanced Practice Nurse (APN)
Ambulatory Surgical Center (ASC)
Certified Nurse Midwife (CNM)
Certified Registered Nurse Anesthetist (CRNA)
Colostomy Medical Supplies and/or Equipment
Counseling Services
Dental Care
Diabetic Supplies and/or Equipment
Durable Medical Equipment
Federally Qualified Health Center
Home and Community Health Care
Physician Assistant
Vision Care
Emergency Medical Services

Commissioner Vasquez moved and Commissioner Gutierrez seconded to approve services with the exception of the Ambulatory Surgical Center (ASC). All voted in favor.

m. JUDGE MANUEL R. FLORES

1. ACTION REGARDING INCREASE OF PAYMENT FOR JURY SERVICES FROM \$15.00 A DAY TO \$40.00 A DAY.

Commissioner Vasquez recommends deferring item at this time. Mr. Manuel Gutierrez District Clerk addresses the Court. Motion is made by Commissioner Urdiales to defer item and Commissioner Gutierrez seconds the motion. All vote aye in favor.

2. ACTION TO APPROVE A TRANSFER OF \$68,000 FROM ACCOUNT # 227-1021 (Drug Impact Court Reserve Fund) TO ACC T# 227-1021-8801 (Drug Impact Court Reserve Capital Outlay) TO BE USED FOR THE PURCHASE OF 37 COMPUTERS FOR THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT.

Commissioner Gutierrez moved and Commissioner Urdiales seconded the motion. All voted in favor.

n. WATER UTILITIES

1. ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT# 801-3003/3004	
6791 (other expenses)	\$ 5,500
6791 (other expenses)	<u>4,500</u>
TOTAL	\$10,000

TO: ACCT# 801-3001	
6403 (repairs/maint. Veh.)	\$ 600
6048 (license/permits)	800
6403 (repairs/maint. Shop)	600

TO: ACCT# 801-3003	
6048 (license/permits)	\$ 3,000
6401(repairs/maint. equip.)	500

TO: ACCT# 801-3004	
6048 (license/permits)	\$ 4,000
6407 (repairs/maint. Shop)	<u>500</u>
Total	\$10,000

Commissioner Vasquez moved and Commissioner Urdiales seconded the motion. All voted in favor.

2. ACTION TO INCREASE THE WATER AND SEWER RATES FOR
RIO BRAVO AND EL CENIZO TO THE FOLLOWING EFFECTIVE
09-1-2002:

	PRESENT	PROPOSED FY 02-03
Residential	\$10.00 min. +\$1.75 per	\$10.00 min. +2.00 per 1,000 gallons
Residential	\$14.00 per month	\$15.00 per month

Sewer

Commercial Water	\$10.00 min. +2.42 per 1,000 gallons	\$10.00 min. +2.80 per 1,000 gallons
Commercial Water	\$14.00 +2.42 per 1,000 Gallons	\$15.00 min. +2.80 per 1,000 gallons

Mr. Tomas Rodriguez addressed the Court, regarding the holding of the public hearing to reflect that the fourth item listed is for commercial waste water, and not commercial water as listed above. The correction being noted, Commissioner Vasquez moved, Commissioner Gutierrez seconds the motion. All voted in favor.

o. ENGINEERING DEPARTMENT

1. ACTION TO AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO ZERTUCHE CONSTRUCTION. LLC, FOR JUSTICE CENTER FLOOD II AND M.I.S. IN THE AMOUNT OF \$7,896.00 (Acct# 001-0105-6032-2 Flood II; Acct# 001-0105-6032-03 Flood III and Acct. # 614-8000-8601 M.I.S.).

Commissioner Vasquez moved to defer the item, Commissioner Gutierrez second the motion. All voted in favor.

2. ACTION TO APPROVE LINE-ITEM TRANSFER TO TEXAS WATER DEVELOPMENT BOARD- EDAP PROJECT ACCT#'s 610-646, 648 and 649.

FROM: ACCT# 648-8006		
6791-3 (water grant contingency)		\$ 18,010
6022-6 (water grant Geo-Tech)		<u>79,090</u>
	Total	\$ 97,100

TO: ACCT# 648-8006		
6022-7 (water grant inspection)		\$ 18,010
6023-6 (water grant engineer design)		<u>79,090</u>
	Total	\$ 97,100

FROM: ACCT# 646-8005
6791-3 (WW grant contingency) \$93,810

TO: ACCT# 646-8005
6022-7 (WW grant inspection) \$93,810

Commissioner Vasquez moved and Commissioner Gutierrez seconded the motion. All voted in favor. Judge Martinez also voted in order to have the item pass 3 -0.

p. ROAD & BRIDGE DEPARTMENT
ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT# 010-7002 6202 (uniforms) \$14,000

TO: ACCT# 010-7002 6703 (landfill fees) \$14,000

Mr. Tomas Rodriguez and Mr. Jose Luis Rodriguez addressed the Court. Commissioner Vasquez moved and Commissioner Gutierrez seconded the motion. All voted in favor.

q. DISTRICT ATTORNEY

ACTION TO APPROVE THE TRANSFER OF A 1998 NISSAN
AUTOMOBILE FROM THE 49TH DISTRICT COURT TO THE OFFICE OF
THE DISTRICT ATTORNEY.

Commissioner Gutierrez moved and Commissioner Urdiales seconded the motion. All voted in favor.

At this time motion is made by Cmr. Gutierrez and seconded by Cmr. Vasquez to move up item 7 h. All voted in favor. (Please see item 7h)

At 11:23 a.m. motion was made by Cmr. Gutierrez and seconded by Cmr. Vasquez to go into Executive Session. All voted in favor.

At 12 noon Judge Martinez announced that no action whatsoever was taken on items k and l during Executive Session. This session served for legal background and information.

Cmr. Gutierrez moved and Cmr. Vasquez seconded the motion to recess until 2:00 p.m.

Judge Martinez announced and called for a moment of silence for the passing of Cmr. Velasquez's mother-in-law.

All voted in favor to recess until 2:00 p.m.

Court returned from recess at 2:25 p.m.

Cmr. Gutierrez moved and Cmr. Urdiales seconded the motion to go back into Executive Session for item (i) at 2:30 p.m.

Court returned from Executive Session at 2:40 p.m. The Judge announced that no action was taken at all and that the Court was unable to consult with outside legal counsel at this time.

07.02-08-251. COURT TO DISCUSS AND ACT ON THE FOLLOWING FROM
THE **COUNTY JUDGE AND COMMISSIONERS:**

The issue was discussed earlier in the meeting and the Court passed a, b, and c and tabled d, e, and f. (Please see page 3)

- a. ACTION ON ORDER AUTHORIZING THE ISSUANCE OF "WEBB COUNTY, TEXAS LIMITED TAX IMPROVEMENT BONDS, SERIES 2002" AND AUTHORIZING OTHER MATTERS RELATED THERETO.
(Please see page 3)
- b. ACTION ON ORDER AUTHORIZING THE ISSUANCE OF "WEBB COUNTY, TEXAS CERTIFICATES OF OBLIGATION, SERIES 2002" AND AUTHORIZING OTHER MATTERS RELATED THERETO.
(Please see page 3)

- c. ACTION ON ORDER AUTHORIZING THE ISSUANCE OF “WEBB COUNTY, TEXAS LIMITED TAX REFUNDING BONDS, SERIES 2002,” AND MAKING PROVISIONS FOR THE SECURITY THEREOF, APPROVING DELAYED DELIVERY; AND APPROVING OTHER MATTERS RELATING THERETO.
(Please see page 3)
- d. ACTION ON RESOLUTION AUTHORIZING THE ISSUANCE OF “WEBB COUNTY, TEXAS WATERWORKS AND SERVER SYSTEM REVENUE BONDS, SERIES 2002-A” AND MAKING PROVISIONS FOR THE SECURITY THEREOF; APPROVING THE APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD, THE ESCROW AGREEMENT; AND THE PAYING AGENT/REGISTRAR AGREEMENT; AND APPROVING OTHER MATTERS RELATING THERETO.
(Please see page 3)
- e. ACTION ON RESOLUTION AUTHORIZING THE ISSUANCE OF “WEBB COUNTY, TEXAS WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 2002-B” AND MAKING PROVISIONS FOR THE SECURITY THEREOF; APPROVING THE APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD, THE ESCROW AGREEMENT, AND THE PAYING AGENT/REGISTRAR AGREEMENT; AND APPROVING OTHER MATTERS RELATING THERETO.
(Please see page 3)
- f. ACTION ON RESOLUTION AUTHORIZING THE ISSUANCE OF “WEBB COUNTY, TEXAS WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 2002-C” AND MAKING PROVISIONS FOR THE SECURITY THEREOF; APPROVING THE APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD, THE ESCROW AGREEMENT, AND THE PAYING AGENT/REGISTRAR AGREEMENT; AND APPROVING OTHER MATTERS RELATING THERETO.
(Please see page 3)
- g. ACTION TO DISCONTINUE, RETAIN OR INCREASE CURRENT COUNTY ROAD AND BRIDGE FEE AND CHILD SAFETY FUND FEE (Currently at \$11.50).

Patricia Barrera, Tax Assessor/Collector, addressed the Court to recommend retaining the current fees.

Cmr. Gutierrez moved and Cmr. Vasquez seconded the motion to retain the fees. All voted in favor.

- h. ACTION TO RETAIN THE LEGAL SERVICES OF ALLISON, BASS, AND ASSOCIATES, L.L.P., TO REPRESENT WEBB COUNTY TO COLLECT EXTRA COMPENSATION INADVERTENTLY PAID TO CERTAIN JUDICIAL OFFICERS (Social Security) AND REQUESTING AN EXEMPTION FROM SECTION 262.023 LOCAL GOVERNMENT CODE (Competitive Bidding and Competitive Proposal Requirements) AND ANY MATTERS RELATED THERETO.

Cmr. Vasquez moved and Cmr. Urdiales seconded the motion to approve.
All voted in favor.

- i. ACTION TO CONSULT WITH OUTSIDE COUNSEL REGARDING COLLECTION OF EXTRA COMPENSATION INADVERTENTLY PAID TO JUDICIAL OFFICERS (Executive Session is requested pursuant to Title 5, Subchapter D, Section 551.071 of the Texas Government Code, Consultation with Attorney).

No action taken.

- j. ACTION TO OFFICIALLY ASSIGN THE RESPONSIBILITY FOR THE ANNUAL PREPARATION AND MAINTENANCE OF THE COUNTY'S CAPITAL IMPROVEMENT PLAN (CIP) TO THE COUNTY ENGINEER AND COUNTY PLANNING DIRECTOR WITH ADDITIONAL INSTRUCTION THAT THE CURRENT PLAN MUST BE UPDATED AND SUBMITTED TO THE COMMISSIONERS COURT FOR REVIEW AND CONSIDERATION BEFORE THE END OF THE CALENDAR YEAR (Requested by Cmr. Felix Velasquez).

Commissioner Gutierrez moved and Commissioner Urdiales seconded to defer this item. All voted in favor.

- k. DISCUSSION ON THE STATUS OF THE MOTION FILED BY THE COUNTY ATTORNEY IN THE 341ST DISTRICT COURT REGARDING \$22,000 IN COMMISSIONS OWED TO THE COUNTY BY THE CASA BLANCA GOLF COURSE OPERATOR AND REQUEST THAT THE COURT TAKE ANY ACTION THAT MAY BY NECESSARY TO COLLECT WHAT IS DUE BY THE OPERATOR (Executive Session requested pursuant to Title 5, Subchapter D, Section 551.071 of the Texas Government Code. Consultation with Attorney- requested by Cmr. J. Vasquez and M. Urdiales).

No action taken.

1. STATUS REGARDING DEMAND LETTER SENT BY COUNTY ATTORNEY TO THE CASA BLANCA GOLF COURSE OPERATOR FOR \$7,789 OWED TO THE COUNTY BY THE CASA BLANCA GOLF COURSE OPERATOR FOR EXPENSES INCURRED BY THE COUNTY IN THE REPAIR AND MAINTENANCE OF GOLF COURSE BUILDINGS AND EQUIPMENT AND REQUEST THAT THE COURT TAKE ANY ACTION THAT MAY BE NECESSARY TO COLLECT WHAT IS DUE BY THE OPERATOR (Executive Session is requested pursuant to Title 5, Subchapter D, Section with Attorney – Requested by Cmr. J. Vasquez and M. Urdiales).

No action taken.

- m. ACTION TO APPROVE LOCATION/SITE FOR THE CONSTRUCTION OF THE JUVENILE YOUTH VILLAGE AS RECOMMENDED BY THE COMMITTEE.

Cmr. Urdiales addressed the Court on the committee's recommendation to accept the Old Detention Center as the official site for the Juvenile Youth Village.

Tomas Rodriguez, County Engineer, and Frank Rotnofsky, Architect addressed the Court to inform the Court on all the sites being considered.

Cmr. Urdiales moved to accept the Old Detention Center as the official site for the Juvenile Youth Village. Cmr. Vasquez seconded the motion with discussion in favor of this site.

Cmr. Gutierrez questioned the cost of fixing the road to the detention ctr.

Homero Ramirez, County Attorney, as committee member disagrees with the site recommendation.

Judge Martinez, made additional observations as to additional improvements to the road and suggested the possibility of the City of Laredo cooperating with the County to achieve them. Judge Martinez also asked Cmr. Urdiales to ask the City for their participation.

The motion carried 3 to 1 with the Chairman also voting in favor and Cmr. Gutierrez voting against.

- n. ACTION TO ENTER INTO A CONTRACT WITH S. VELASQUEZ AND ASSOCIATES TO PROVIDE GOVERNMENTAL CONSULTING SERVICES AT A COST NOT TO EXCEED \$50,000 AND TO ORDER AN EXEMPTION FROM THE PURCHASING ACT FOR PROFESSIONAL SERVICES, FROM OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS.

Commissioner Gutierrez moved, and Commissioner Vasquez seconded the motion. All voted in favor

- o. ACTION AUTHORIZING THE CONSTRUCTION OF A TEMPORARY "MEDICAL EXAMINERS FACILITY" AT THE OLD DETENTION CENTER UTILIZING THE EXISTING BUILDING. THE ESTIMATED COST OF CONSTRUCTION AND REMODELING IS \$125,850.

Commissioner Gutierrez moved, and Commissioner Vasquez seconded the motion. Motion does pass with Chair voting in support 3 to 0.

- p. ACTION TO SPONSOR MR. KERIM JACAMAN, FOR A TOTAL AMOUNT OF \$2,000, TO TRAVEL TO THE WORLD TRIATHLON COMPETITION IN FRANCE TO REPRESENT THE CITY OF LAREDO AND WEBB COUNTY (Hotel-Motel Funds).

Kerim Jacaman addressed the Court. Commissioner Gutierrez moved and Commissioner Vasquez seconded the motion to award \$2000 from Hotel- Motel Funds. All voted in favor.

- q. ACTION TO ACCEPT THE NEGOTIATED BID FROM CG CONSTRUCTION, INC., IN THE AMOUNT OF \$305,339.39 FOR THE CONSTRUCTION OF BRUNI COMMUNITY CENTER. THE FUNDING FROM THIS PROJECT INCLUDES \$250,000 FROM GRANT MONIES (TCDP# 720889) AND \$55,339.39 FROM THE CERTIFICATES OF OBLIGATION SERIES 2002 (Requested by Cmr. J. Gutierrez).

Commissioner Gutierrez moved and Commissioner Vasquez seconded the motion to table item. All voted in favor.

08.02-08-251 COURT TO DISCUSS AND ACT ON THE FOLLOWING FROM THE PLANNING DEPARTMENT:

Commissioner Gutierrez moved, and Commissioner Urdiales seconded the motion. All voted in favor.

a. ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT# 010-0102
5602 (local mileage) \$300

TO: ACCT# 010-0102
6005 (postage) \$300

b. ACTION TO AUTHORIZE THE RE-ORGANIZATION OF THE PLANNING DEPARTMENT EFFECTIVE AUGUST 26, 2002. RE-ORGANIZATION PROPOSAL INCLUDES (1) THE RECLASSIFICATION OF SLOT# 911 FROM ASSISTANT PLANNING DIRECTOR WITH AN ADJUSTMENT TO THE ANNUAL SALARY FROM \$41,375.10 TO \$29,016.00; AND (2) RE-ASSIGNMENT OF THE FORMER ASSISTANT PLANNING DIRECTOR'S DUTIES AND RESPONSIBILITIES TO SLOTS 012 (Office Manager) AND SLOT 1961 (Planning Coordinator) WITH SALARY ADJUSTMENT TO SAID SLOTS TO BE SET AT \$39,000 ANNUALLY (resulting in salaries comparable to Slot # 1960 with similar duties and responsibilities). ALL FUNDING FOR SALARY ADJUSTMENTS IS WITHIN THE CURRENT BUDGET THROUGH FUNDS PREVIOUSLY BUDGETED FOR SLOT# 911; THUS, THERE IS NO FINANCIAL IMPACT AND WILL RESULT IN AN OVERALL SAVINGS WITHIN THE DEPARTMENT'S PAYROLL FUNDS.

Commissioner Gutierrez moved, and Commissioner Urdiales seconded the motion. All voted in favor.

c. ACTION TO AUTHORIZE THE ADVERTISEMENT AND FILLING OF SLOT# 911 (Data Mapping Coordinator/Inspector) AT AN ANNUAL SALARY OF \$29,000 EFFECTIVE SEPTEMBER 13, 2002.

Commissioner Gutierrez moved, and Commissioner Vasquez seconded the motion. All voted in favor.

d. ACTION TO ISSUE "CERTIFICATIONS REGARDING COMPLIANCE WITH PLAT REQUIREMENTS AND THE CONNECTION OF UTILITIES" TO AUTHORIZE UTILITY CONNECTION TO THE FOLLOWING PROPERTIES:

Connections qualifying under Section 232.029 (i)

Lot 4, Ranchitos Los Mesquites Subdivision (electricity-one dwelling only).

Lot 18, Ranchitos Los Centenarios Subdivision (electricity- one dwelling Only)

Lot 73, Ranchitos Los Nopalitos Subdivision (electricity- one dwelling only)

Connections qualifying under Section 232.028 (a) and (b)

Lots 6, 8, 10, and 12, Block 80, Bruni Subdivision (electricity – one dwelling only).

Commissioner Gutierrez moved, and Commissioner Urdiales seconded the motion. All voting in favor.

09.02-08-252 COURT TO DISCUSS AND ACT ON THE FOLLOWING
FROM THE PURCHASING DEPARTMENT:

- a. ACTION TO TRANSFER ONE FORFEITED VEHICLE TO THE CONSTABLE PCT. 2., DEPARTMENT TO BE USED FOR OFFICIAL LAW ENFORCEMENT DUTIES (1997 Ford PU VIN# 3FTEF25N6VMA46280) FROM THE WEBB COUNTY SHERIFF'S DEPARTMENT.
Commissioner Vasquez moved, and Commissioner Urdiales seconded the motion. All voted in favor.
- b. ACTION TO PURCHASE FOUR COMPLETE COMPUTER SYSTEMS AND FOUR PRINTERS FROM IBM IN THE AMOUNT OF \$11,273 FOR THE ECONOMIC DEVELOPMENT DEPARTMENT (ACCT# 68208108-8801).

Commissioner Vasquez moved, and Commissioner Gutierrez seconded the motion. All voting in favor.

- c. ACTION TO AWARD/REJECT THE FOLLOWING BIDS:

BID # 2002-62 Food Service Equipment and Supplies for L.E.C.

Mr. Eloy Ramirez, Webb County Purchasing Agent, recommends Bid #2002-62 from Cook's Correctional Kitchen Equipment . Cmr. Gutierrez moved and Cmr. Urdiales seconded the motion. All voting in favor.

BID# 2002-64 Horse and Carriages

Mr. Eloy Ramirez informed the court that a total of 5 bids were received for BID# 2002-64. The highest bidder being Mr. Mario Tello at \$9,000 for the total package. Mr. Ramirez also read a letter from Mr. Tello. Commissioner Gutierrez moved, and Commissioner Vasquez seconded the motion to accept Mr. Tello's bid. All voted in favor.

BID# 2002-66

Thirty Eight (38) PC's and Printers for Head Start

Commissioner Vasquez moved, and Commissioner Gutierrez seconded the motion to accept Bid# 2002-66 for 38 PC's and printers from Castillo Computers. All voted in favor.

- d. ACTION TO PURCHASE ONE COPIER FOR THE PLANNING DEPARTMENT FOR AN ESTIMATED AMOUNT OF \$13,245.00 FROM ACCOUNT# 010-7002-6404.

Commissioner Vasquez moved to table the item, and Commissioner Gutierrez seconded the motion. All voted in favor.

- e. ACTION TO PURCHASE FORTY-EIGHT (48) REFRIGERATORS IN THE AMOUNT OF \$28,142.40 AND SIXTY (60) A/C UNITS IN THE AMOUNT OF \$21,554.60 FROM GRAINGER FOR THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM AND OBTAIN THE SERVICE OF EVARDO TAPIA WELDING TO INSTALL AND DISPOSE OF REFRIGERATORS IN THE AMBIENT OF \$2,800 FOR THE WEBB COUNTY COMMUNITY ACTION AGENCY FROM ACCOUNT # 911-3100-7018.

Cmr. Gutierrez moved and Cmr. Vasquez seconded the motion to purchase these items from Grainger. The motion included an order declaring exception of competitive bidding for personal services and a correction on the account number.(Acct. # 911-4227-7018)

- f. ACTION TO SOLICIT BIDS FOR OFFICE SUPPLIES.
BID# 2002-68 "TWO YEAR CONTRACT.

Commissioner Vasquez moved and Commissioner Gutierrez seconded the motion to solicit bids. All voted in favor.

- g. ACTION TO PURCHASE THREE (3) VANS IN THE AMOUNT OF \$59,661.00 FROM HOUSTON GALVESTON AREA COUNCIL, BID# VE01-05 FOR THE WEBB COUNTY HEAD START PROGRAM (acct# 903-4208-8410- Pending Grant Award Letter).

Commissioner Vasquez moved and Commissioner Gutierrez seconded the motion to solicit bids. All voted in favor.

- h. ACTION TO SOLICIT BIDS FOR THE PEÑITAS WEST COMMUNITY CENTER (Funding TCDP 3721859- Economic Development Dept.)

Commissioner Vasquez moved and Commissioner Urdiales seconded the motion. All voting in favor.

- i. ACTION TO PURCHASE ONE TYPE "I" AMBULANCE FROM THE HOUSTON GALVESTON AREA COUNCIL - VARRETT MOTORS WHEELED COACH REPRESENTATIVE FOR AN ESTIMATED AMOUNT OF \$152,301.00

Commissioner Vasquez moved to table the item and Commissioner Gutierrez seconded the motion. All voted in favor.

- j. ACTION TO SOLICIT BIDS FOR ONE (1) 2003 CREW CAB TRUCK FOR THE WEBB COUNTY SELF-HELP CENTER (acct# 501-6500-8801).

Commissioner Urdiales moved and Commissioner Gutierrez seconded the motion. All voted in favor.

- k. ACTION TO AUTHORIZE THE PRINTING OF TAX RECEIPTS FOR THE WEBB COUNTY TAX OFFICE IN THE AMOUNT OF \$5,720 FROM LITHO BUSINESS INC., (acct# 001-0700-6205).

Commissioner Gutierrez moved and Commissioner Urdiales seconded the motion. All voted in favor.

- l. ACTION TO APPROVE LINE-ITEM TRANSFER:

FROM: ACCT# 001-0600
6402 (repairs/maint. equip.) \$850

TO: ACCT# 001-0500
6205 (materials/supplies) \$850

Commissioner Gutierrez moved and Commissioner Vasquez seconded the motion. All voted in favor.

- m. ACTION TO PURCHASE SURFACE MATERIALS FROM SPORTS AND RECREATIONAL PRODUCTS, INC. IN THE AMOUNT OF \$24,994.70 FOR PLAYGROUND EQUIPMENT FOR THE WEBB COUNTY HEAD START PROGRAM (Acct# 903-4208-6225).

Commissioner Gutierrez moved and Commissioner Urdiales seconded the motion. All voted in favor.

- n. ACTION TO SOLICIT PROPOSALS TO HIRE AN INTERIOR DESIGNER TO RECOMMEND A DESIGN ART CONCEPT FOR THE INTERIOR DESIGN OF THE NEW ADMINISTRATION BUILDING.

Commissioner Vasquez moved and Commissioner Gutierrez seconded the motion. All voted in favor.

10.02-08-253. COURT TO DISCUSS AND ACT ON THE FOLLOWING
FROM THE COUNTY ATTORNEY:

- a. ACTION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH TEXAS A&M UNIVERSITY CENTER FOR HOUSING AND URBAN DEVELOPMENT FOR THE PURCHASE OF A COMPRESSED SOIL BLOCK MAKING MACHINE, WITH THE COUNTY TO CONTRIBUTE HALF THE COST (\$9,950.00) AND TO MAINTAIN THE MACHINE AT THE SELF-HELP CENTER FOR A PERIOD OF FIVE YEARS AND AUTHORIZING THE COUNTY JUDGE TO SIGN ALL RELEVANT DOCUMENTS.

Juan Vargas, Director of Economic Development, addressed the court and clarified that the County's contribution of \$9,950.00 would be through a grant.

Cmr. Gutierrez moved and Cmr. Vasquez seconded the motion.
All voted in favor.

- b. ACTION TO ACCEPT, BY ORDER, RIGHT-OF-WAY DEDICATIONS FROM PROPERTY OWNERS IN RANCHOS PEÑITAS WEST SUBDIVISION AND SAN CARLOS (San Enrique) SUBDIVISION, PHASE I, OUT OF THE FOLLOWING TRACTS:

RANCHOS PEÑITAS WEST SUBDIVISION

Cmr. Gutierrez moved and Cmr. Urdiales seconded to approve the item. This motion was later withdrawn. Cmr. Gutierrez then entered a new motion to defer the item with a second by Cmr. Urdiales. All voting in favor.

- c. ACTION TO EXERCISE AN OPTION TO EXTEND A PROPERTY LEASE AGREEMENT WITH MAX L. WATTS, PRESIDENT OF VIMOSA II, FOR THE WEBB COUNTY HEAD START CENTER LOCATED AT 102 SIERRA VISTA BOULEVARD IN THE CITY OF LAREDO FOR AN ADDITIONAL YEAR (2002-2003) ENDING ON AUGUST 31, 2003 AT AN ANNUAL RATE OF \$1.00 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS.

Commissioner Vasquez moved and Commissioner Gutierrez seconded the motion. All voted in favor.

- d. ACTION TO ENTER INTO AN AGREEMENT WITH THE OILTON RURAL WATER SUPPLY CORPORATION FOR THE CONSTRUCTION OF AN ELEVATED WATER STORAGE TANK PURSUANT TO A GRANT AWARDED TO WEBB COUNTY BY THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS, TCDP 721859 AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS, AND ANY MATTERS INCIDENT THERETO.

Commissioner Gutierrez moved and Commissioner Vasquez seconded the motion. All voted in favor.

- e. ACTION TO ENTER INTO CONTRACT AMENDMENT NUMBER 5 WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR CONTRACT NUMBER 718003 (Webb County Self-Help Centers) BY EXTENDING THE TERMINATION DATE OF THE CONTRACT TO OCTOBER 9, 2002, AND AUTHORIZING THE COUNTY JUDGE TO EXECUTE ALL RELEVANT DOCUMENTS (Requested by Economic Development).

Commissioner Gutierrez moved and Commissioner Vasquez seconded the motion. All voted in favor.

THE COMMISSIONERS COURT MAY MEET IN CLOSED SESSION PURSUANT TO TEXAS OPEN MEETINGS ACT 551.071 (consultation with employees), ON ALL MATTERS DEEMED NECESSARY BY THE COMMISSIONERS COURT.

PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED AUXILIARY AID OR SERVICE, SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, OR NEED LARGE PRINT, ARE REQUESTED TO CONTACT THE COURT ADMINISTRATOR AT (956) 523-4620.

ADJOURNMENT

At 3:45 p.m. Commissioner Gutierrez moved and Commissioner Vasquez seconded the motion to adjourn. All voted in favor.